

DIST/OFFICE	YR.	NUMBER	MO.	DAY	YEAR	J	N/S	O	R	23	S	OTHER	NUMBER	DEM.	YR.	NUMBER
1085/4	75	0051	02	05	75	4	190	1	41		22		8509	P	75	0051-B

PLAINTIFFS

DEFENDANTS

WINTHROP J. ALLEGAERT, Trustee

SKELLY OIL COMPANY

CAUSE

Bankrupt purchased stock for the account of deft. who refused to pay bankrupt, forcing liquidation of stock, resulting in a loss to bankrupt of \$22,371.08.

ATTORNEYS

R. Michael Carter  
~~2700 Fourth Natl Bank Bldg.~~  
~~Tulsa, OK 74119~~  
*10 E. 3rd*  
*Tulsa*  
*74103*

Richard J. Dent  
 Clifford O. Stone, Jr.  
 Sam C. Oliver  
 P. O. Box 1650  
 Tulsa, Okla. 74102 (584-2311)

*584-1472*  
 HOLLIMAN, LANGHOLZ, RUNNELS,  
 and DORWART  
 Suite 700 Holarud Bldg.  
 10 East 3rd St.  
 Tulsa, OK 74103  
 (918-584-1471)

☐ CHECK  
 HERE  
 IF CASE WAS  
 FILED IN  
 FORMA  
 PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD

DATE MAILED

JS-5

03-01-75

JS-6

9-1-76

DATE	NR.	PROCEEDINGS
2-5-75	1	Complaint, filed. Summons issued.k <u>PLTF'S DEMAND FOR JURY TRIAL.</u>
2-19-75		Summons, ret. & filed: served Skelly Oil Co. by serving The Corporation Co., Ok. City, 2-11-75. (USM \$4.00)g
2-24-75	2	Application of deft. for ext. of time to answer, filed. g
2-24-75	3	Order, filed, granting deft. until 3-18-75 to answer. (JCS-Clk)g
2-27-75	4	Notice of deft. to take deposition of Kenneth Etheredge on 3-10-75 at 2:00 p.m. at Dallas, TX, filed.k
3-12-75	5.	Stipulation to Extend Deft's Time to Plead or Ans. filed.jj O to J
3-17-75	6.	Order, filed, granting Skelly Oil Co. until 4-17-75 to plead or answer. (AEB-J)g
4-15-75	7.	<u>Answer</u> of Deft., Skelly Oil Company, filed.jj
4-30-75	8.	Deposition of Kenneth R.Etheredge, filed. (\$166.12)mm
5-5-75	9.	Notice of taking deposition, filed. hm
5-15-75	MO	Parties are directed to hold PT conf. on or before 6-26-75 & file PT Order on or before 7-3-75. (AEB-J)k copies by cert mld
6-16-75		Deposition of William L. Peacher, filed, taken on behalf of pltf. on 5-19-75 before Frank L. Peterson, CSR, in Okla. w/ fees of \$106.50 pd. by pltf. sw
7-3-75	10.	Defendant's Proposed Pre-Trial Order, filed. mm
7-3-75	11.	Appl. of Pltf. for ext. of time w/in which to file agreed pretrial order, filed. v (o)
7-9-75	12.	ORDER for ext. of time w/in which to file PT Order, filed. (AEB-J)lm cps mld
7-14-75	13.	Deft's appli. for ext. of time w/in which to file agreed PTO, filed.lm (o-J)
7-25-75	14.	Joint appl. of parties for ext. of time to file PTO, filed.rm <i>cto 7-30-75</i>
7-30-75	15	Pltf's 1st Written Interrogatories, filed.jj <i>4/16</i>
7-30-75	16	Order, filed, granting parties until 7-24-75 to file PT order.(AEB-J)g
8-1-75	17	Order granting extension of time within which to file agreed pretrial order for twenty (20) days from this date, filed.(AEB-J)b <i>7-11-75</i>
8-15-75	18.	Deft's Ans. to Pltf's 1st Written Interrogatories, tiled.jj
8-15-75	19.	Deft's Objections to Pltf's 1st Written Interrogatories w/brief included, filed.jj
9-4-75	20.	Pltf's Motion for S/J and Brief in Support Thereof, filed. lm
9-4-75	MO	It is ordered by the Court that defendant is given ten days from this date to file a responsive brief to pltf's motion for S/J. (AEB-J)lm
9-4-75	21.	Pltf's Proposed Pre-Trial Order, filed. lm
9-10-75	22.	Defendant's Appl. to Extend Time for Filing Responsive Brief to Pltf's Brief in Support of Motion for Summary Judgment,filed. mm (O to J)
9-11-75	23.	Order Extending Time within which to file a responsive breif to Plft's Motion for Summary Judgment til 9-22-75, filed. (AEB-J) cps mld mm

## CIVIL DOCKET CONTINUATION SHEET

Judge Barrow

PLAINTIFF	DEFENDANT	DOCKET NO. _____
Winthrop J. Allegaert	Skelly Oil Co	PAGE <u>2</u> OF <u>2</u> <sup>sheets</sup> PAGES

DATE	NR.	PROCEEDINGS
9-19-75	24.	Breif of Skelly Oil Company in Opposition to Plaintiff's Motion for Summary Judgment, filed. mm
9-19-75	25.	Exceptions & Proposed Amendments of Defendant to "Plaintiff's Proposed Pre-Trial Order," filed. mm
9-19-75	26.	Defendant Skelly Oil Company's Motion for Summary Judgment, filed. mm
9-19-75	27.	Defendant Skelly Oil Company's Brief in Support of Motion for Summary Judgment, W/Exhibits A,B, & C. Exb. C being Affidavit of Thomas M. Taylor in Support of Defendant Skelly Oil Company's Motion for Summary Judgment and in Opposition to Plaintiff's Motion for Summary Judgment, filed. mm
9-19-75		MO: It is ordered by the Court that plaintiffs file a responsive brief within 10 days to defendant Skelly Oil Company's Motion for Summary Judgment. (AEB-J) cps mld mm
9-30-75	28.	Pltf's Motion to Extend <sup>to 10-8-75</sup> Time for Filing his Brief in Opposition to Defts. Motion for Summary Judgment, filed. mm (O to J)
10-3-75	29.	Order, filed, granting pltf. til 10-8-75 to respond to deft.'s motion for S/J. (AEB-J)k cps mld
10-7-75	30.	Plaintiff's Application for Additional Time 'til 10-17-75 to File Brief in Opposition to Defendant's Motion for S/J, filed. mm (O to J)
10-8-75	31	Order, filed, granting pltf. until 10-18-75 to file brief in opposition to mot. for S/J. (AEB-J)g
10-14-75	32.	Pltf.'s brief in opposition to Deft.'s Mot. for Summary Judg., fld.v
11-14	MO	Case referred to Magistrate Bradford for F&R re all pending mots. (AEB-J)k
12-17	MO:	Case set for hrg. on Pltf's mo for S/J, Deft's mo for S/J and Deft's exceptions and Prop. Amendments to Pltf's prop. Pretrial order before Mag. Bradford on 1-15-76 at 11:00 a.m. (MLB-Mag)ph
<u>1976</u>		
1-15	MO:	Case called for hrg. on motions before Mag. on Pltf's mo. for S/J, Deft's exceptions and proposed amendments to Pltf's proposed Pretrial order and deft's mo. for S/J. Parties represented. Mag. recommends Pltf's mo. for S/J be denied, deft's exceptions and proposed pretrial order was confessed, deft's mo. for S/J was denied. Pltf's counsel to prepare formal order and F&R within 5 days. (MLB-Mag)ph
1-16-76	33	Deft's. Mot. to Amend Ans., filed. tc O-J
1-22	34	Findings & Recommendations of Mag., filed. t cps mld.
1-23	35.	Pltf's second written interrogs., filed. ph
1-26	36.	Order, filed, granting deft. Skelly leave to amend answer. (AEB-J)k
1-26	37.	First Amended Ans. of Deft. Skelly Oil Co., fld. v
2-3-76	38	Ordered that Mot. for S/J be overruled by Pltf. & Deft., Ordered the Deft's Obj. to pltf's pre-trial order be overruled. (AEB-J)t cps. ml
2-10	39.	1st Amendment to Deft's Proposed PT Order, filed. jj

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## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-51</u>
Winthrop J. Allegaert Trustee		Skelly Oil Company	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
2-20	40.	Mtn for Ext. of Time until 3-15-76 to ans. or obj. to pltf's 2nd written interrogatories, filed.jj 0 to J	
2-23	41	Order granting deft. until 3-15-76 to ans. or object to pltf's 2nd interrogatories, filed. (AEB-J)g	
2-27	42.	Deft's 1st Set of Written Int., filed.jj	
3-15	43	Deft's answer to pltf's second written interrogatories, filed. g	
3-15	44	Notice to take deposition of Michael G. McCafferty, filed. g	
3-16	45	Notice to take depo. of Bruce Ducker in Denver, filed.t	
3-18	46	Appl. for Ext. of time, filed.t o-j	
3-18	47	Order, filed, extending time to answer or object to deft's first interros. (AEB-J)g cp mld.	
3-18	48	Mot. for Order that Depo not be taken & Memo brf in support of, filed.t <i>No 10-day ltr. a/c to call attys - would something out. T</i>	
3-19	MO	It is ordered that the mot. for Order that deposition not be taken is hereby referred to U.S. Mag. Morris Bradford for hrg. and recommendation. (AEB-J)k	
3-19-76	49	Deft's. response to Pltf's Mot. for protective order & memo. bf in support thereof, filed.t	
3-24	MO	Case set for hrg. before Mag. on Pltf's mot. for Order that Deposition not be Taken on 3-30-76 at 1:30 p.m.. (MLB-Mag)k ntc by KT	
3-30	MO	Case called for hrg. before Mag. on pltf's mot. for Order that deposition not be taken. Parties present. By agreement of parties, mot. treated as mot. for protective order and Mag. recommends same be overruled. Deft. counsel to prepare F&R and proposed Order w/in 5 days. (MLB-Mag)k	
3-31	MO:	Case set for Jury trial on 5-24-76, at 9:30 A.M. (AEB-J)b nts mld w/affid.	
4-1-76	50	Findings & Recommendations of Magistrate, filed. (MLB-Mag)t 0-5	
4-20	51	Application for Extension of time for Pltf, filed.t	
4-20	52	Order Extending time which to answer to Defts interrog., filed. Pltf. is granted until the 3rd of May in which to answer. (JCS-CC)t cps. md	
4-29	53	Request for Admission of Genuineness of Documents, filed. (Deft.)t	
4-29	54	Motion for Shortening of Time for Pltf to Ans. or object to Deft's Request for Admissions and Brief in support thereof, filed.t	
4-29-	MO	It is ordered by the Court that Pltf. is granted 10 days from this dt to respond to Defendant's Motion For Shortening of Time for Plaintiff to Answer or object to Deft's request for Admissions. (AEB-J)t	
5-5	55	Appl. for Ext. of Time to ans. or object to Deft's Interrog., filed.t O-J	
5-10	56	Pltf. Ans. to Deft's First Set of Written Interrog., filed.t	
5-11	57	Pltf's Response to Request for Admission of Genuineness of Documents filed.t	
5-13	MO	It is ordered that this case is stricken from the jury docket set for may 24, 1976 upon the request of parties, and reset on the next non-jury docket. (AEB-J)t cps mld	

CONTINUED

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-51</u>
Winthrop Allegaert		Skelly Oil Co.	PAGE <u>5</u> OF <u>3</u> <del>XXXX</del> sheets

DATE 1976	NR.	PROCEEDINGS
5-13	MO	The Court has for consideration the mot. for shortening of time for pltf. to ans. or object to def't's request for admissions, and having been advised by def't's counsel that pltf. has responded to said request, IT IS ORDERED that said motion is overruled as being moot. (AEB-J)k <i>phone ntc by MC</i>
5-17		Deposition of Michael G. McCafferty, filed. g
5-17	58.	Order, filed, that the Mot. of Pltf. for Order that deposition not be taken be denied. (AEB-J)v -cps. mld.
5-17	59.	Order, filed, granting Pltf. until 5-10-76 to ans. or object to Def't.'s 1st written interros. (AEB-J)v -cps. mld.
5-20		Deposition of Bruce Ducker, filed, taken by def't. 4-8-76 Alan H. Agren & Assoc., C.S.R.s.k
5-25	MO:	Case set for N/J trial on 6-21-76, at 10:00 A.m. (AEB-J)b nts mld w/affid.
6-14	60.	Appl. of Pltf. to strike case from <sup>non-</sup> jury docket, fld. v
6-15	MO:	Case is stricken from non-Jury docket of 6-21-76, pending settlement. (AEB-J)b ltr mld
8-11	61.	Stipulation of dismissal with prejudice, filed.s 0 to J
8-11	62.	Order, filed & entered, of dismissal w/prejudice. (AEB-J)s cps. mld.

## CIVIL DOCKET CONTINUATION SHEET

<b>PLAINTIFF</b>	<b>DEFENDANT</b>	DOCKET NO. _____  PAGE ____ OF ____ PAGES
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DATE	NR.	PROCEEDINGS
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